



Patent  
Attorney Docket: 026,314-022  
(formerly BAF-11803/29)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**FERREE**

Serial No.: 10/630,445

Filed: July 30, 2003

For: METHODS FOR TREATING A  
DEFECT IN THE ANNULUS FIBROSIS  
(as amended)

Group Art Unit: 3731

Examiner: Uyen T. Ho

**TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, John Kappos, represent that I am an attorney of record for the above-identified application. Anova Corporation (hereinafter, referred to as "Owner") is the owner of 100% interest in the above-identified invention by virtue of assignment from the inventor. The assignment was recorded in the Patent and Trademark Office on June 20, 2006, on Reel 017819, Frame 0144.

Owner hereby disclaims the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of U.S. Patent No. 6,245,107.

Moreover, Owner hereby agrees that any patent so granted on the above-identified application shall

02/16/2007 HGUTEM1 00000054 502862 10630445

01 FC:2814 65.00 DA

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

February 14, 2007  
Date of Deposit  
NB1:707457.1

*Cynthia B. Pacheco*  
Cynthia B. Pacheco

be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,245,107, this agreement to run with any patent granted on the above-identified application and to be binding upon Owner, its successor, or assigns.

Owner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,245,107 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Applicant is other than a large entity. The Commissioner is authorized to charge the requisite fee of \$65.00.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: February 13, 2007

By: John Kappos  
John Kappos  
Reg. No. 37,861  
Attorneys for Applicants

610 Newport Center Drive, 17th Floor  
Newport Beach, CA 92660-6429  
(949) 760-9600